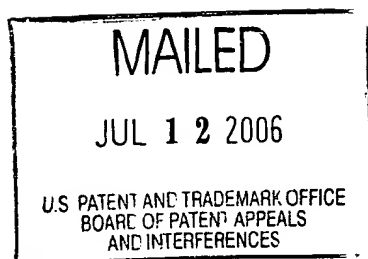


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte HAMID RABIE, HIDAAT HUSAIN
and HENRY BEHMANN

Application No. 09/425,234

ORDER VACATING ORDER RETURNING
UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (hereinafter "Board") on June 8, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On June 21, 2006, the Board filed an Order Returning Undocketed Appeal to Examiner (hereinafter "Order") wherein the Board ordered the examiner to consider appellants' Terminal Disclaimers filed on June 10, 2002; June 19, 2002; and October 12, 2002. Since the mailing of said Order, Mr. Dale M. Shaw, Deputy Chief Appeal Administrator for the Board, has located the aforementioned Terminal Disclaimers.

Application No. 09/425,234

Accordingly, it is

ORDERED that the Board's Order filed on June 21, 2006 is hereby vacated. This application is now in proper condition for appeal and will be assigned to a merits panel at the Board to decide such appeal and to render a decision in due course.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

DALE M. SHAW
Deputy Chief Appeal Administrator
(571) 272-9797

cc: Bereskin and Parr
40 King Street West
Box 401
Toronto, Ontario M5H 3Y2 CA
Canada

DMS:clm